

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

-----X
CARL J. CANDELARIA,

Plaintiff,

-against-

ANDREW M. SAUL, Commissioner of Social
Security,

Defendant.
-----X

USDC SDNY
DOCUMENT
ELECTRONICALLY FILED
DOC #:
DATE FILED: 3/2/2020

18 CIVIL 11261 (JMF)

JUDGMENT

It is hereby **ORDERED, ADJUDGED AND DECREED:** That for the reasons stated in the Court's Order dated March 2, 2020, the Report and Recommendation is ADOPTED in its entirety, the Commissioner's motion is denied, Plaintiff's motion is granted as to the ALJ's failure to develop the record related to Plaintiff's liver condition, and the case is remanded to the Social Security Administration for further proceedings. The Court certifies, pursuant to 28 U.S.C. § 1915(a)(3), that any appeal from the Order would not be taken in good faith, and in forma pauperis status is thus denied. See *Coppedge v. United States*, 369 U.S. 438, 444-45 (1962); accordingly, the case is closed.

Dated: New York, New York
March 2, 2020

RUBY J. KRAJICK

Clerk of Court

BY:

kmango

Deputy Clerk